The Journal of the Bar Association of the State of Kansas

VOL. XXII MAY, 1954 No. 4

Published Quarterly, August, November, February and May, by the Bar Association of the State of Kansas

Address Journal communications to Franklin Corrick, Editor-in-Chief, Third Floor, Statehouse, Topeka, Kansas

Entered as Second-Class Matter, September 8, 1949, at the Post Office at Topeka, Kansas Under the Act of March 3, 1879.

Copyright, 1954, by The Journal of the Bar Association of the State of Kansas.

PREFACE TO INDEX TO VOLUMES I-XXII

By FRANKLIN CORRICK, *Editor-in-Chief*

Journal of the Bar Association of the State of Kansas

In answer to various demands and requests for a cumulative Index to all previous Journals of the Bar Association of the State of Kansas, this Cumulative Subject Index to Volume I to XXII, inclusive, has been prepared for publication at this time.

Of the 88 quarterly issues of the first 22 volumes of the Journal published to date, an extra supply of 62 numbers is still available for sale by the Association. Index references to pages of the 26 quarterly issues which are no longer available are followed by an asterisk [*] footnote reference on each page of the Index. On the next page appears a complete Table showing the numbers of the volumes, issue numbers, dates and references to numbers which are out of print.

The Index itself, painstakingly condensed under appropriate headings for the convenience of the users, commences on page 287. It is further explained on page 327 of this issue.

Acknowledgments are due to William J. Kraker for his preliminary indexing work during 1949 and 1950; to Gladys Ransom for efficient secretarial work; to Carolyn Louise Corrick for her assistance in proofreading this Index with the Editor-in-Chief; and to the printers of the Journal for their excellent cooperation at all times.

NUMBERS OF VOLUMES, ISSUES, DATES AND AVAILABILITY

Of the Journal of the Bar Association of the State of Kansas

Volume	*Issue*	*Date*
I	No. 1	August, 1932
	No. 2	November, 1932
	No. 3	February, 1933
	No. 4	May, 1933
II	No. 1*	August, 1933
	No. 2*	November, 1933
	No. 3	February, 1934
	No. 4	May, 1934
III	No. 1	August, 1934
	No. 2	November, 1934
	No. 3	February, 1935
	No. 4	May, 1935
IV	No. 1	August, 1935
	No. 2	November, 1935
	No. 3	February, 1936
	No. 4	May, 1936
V	No. 1*	August, 1936
	No. 2	November, 1936
	No. 3	February, 1937
	No. 4	May, 1937
VI	No. 1	August, 1937
	No. 2*	November, 1937
	No. 3*	February, 1938
	No. 4	May, 1938
VII	No. 1*	August, 1938
	No. 2*	November, 1938
	No. 3*	February, 1939
	No. 4*	May, 1939
VIII	No. 1*	August, 1939
	No. 2*	November, 1939
	No. 3*	February, 1940
	No. 4*	May, 1940
IX	No. 1*	August, 1940
	No. 2*	November, 1940
	No. 3*	February, 1941
	No. 4*	May, 1941
X	No. 1*	August, 1941
	No. 2*	November, 1941
	No. 3*	February, 1942
	No. 4*	May, 1942
XI	No. 1	August, 1942
	No. 2	November, 1942
	No. 3	February, 1943
	No. 4	May, 1943
XII	No. 1*	August, 1943
	No. 2*	November, 1943
	No. 3*	February, 1944
	No. 4	May, 1944
XIII	No. 1*	August, 1944
	No. 2	November, 1944
	No. 3	February, 1945
	No. 4	May, 1945
XIV	No. 1	August, 1945
	No. 2	November, 1945
	No. 3	February, 1946
	No. 4	May, 1946
XV	No. 1	August, 1946
	No. 2	November, 1946
	No. 3*	February, 1947
	No. 4	May, 1947
XVI	No. 1	August, 1947
	No. 2	November, 1947
	No. 3	February, 1948
	No. 4	May, 1948
XVII	No. 1	August, 1948
	No. 2	November, 1948
	No. 3	February, 1949
	No. 4	May, 1949
XVIII	No. 1	August, 1949
	No. 2	November, 1949
	No. 3	February, 1950
	No. 4	May, 1950
XIX	No. 1	August, 1950
	No. 2	November, 1950
	No. 3	February, 1951
	No. 4	May, 1951
XX	No. 1	August, 1951
	No. 2	November, 1951
	No. 3	February, 1952
	No. 4	May, 1952
XXI	No. 1	August, 1952
	No. 2	November, 1952
	No. 3	February, 1953
	No. 4	May, 1953
XXII	No. 1	August, 1953
	No. 2	November, 1953
	No. 3	February, 1954
	No. 4	May, 1954

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.

INDEX TO VOLUMES I—XXII

Of the Journal of the Bar Association of the State of Kansas
(Cumulative by Subjects)

ABSTRACTS OF TITLE, See *Titles to Land*

ACCIDENT INSURANCE, See *Insurance*

ACCOUNTANTS
Relationship with client—10:387*

ACQUAINTENANCES, See *Reminiscences of the Bar*

ACTIONS, See *Limiation of Actions; Injunctions; Remedies; Wrongful Death Statute*

ADMINISTRATION OF ESTATES, See *Probate Law*

ADMINISTRATION OF JUSTICE
Bar associations and—8:1*
Expediting civil cases—3:294; 4:53
Improving the—9:1; 10:10*; 11:1
Judicial conduct—17:317
Kansas, survey of—8:437*; 10:156*
Lessons in judicial administration—22:183
See also *Practice and Procedure*

ADMINISTRATIVE LAW
Absolutism trends should be corrected—7:14*
Agency function and the courts—7:327*
Alcoholic beverage regulation—18:153
Procedures before state board—18:256
Appeals to courts, powers discussed—9:319*
Constitutional limitations on agencies—3:251
Developments, 1941-1946—15:19
Eclecticism, judicial procedure—20:21
Judicial and administrative, differences—2:292
Law practice, unauthorized—10:371*
Lawyers' duties to clients—10:273*
Logan-Walter Bill, federal—15:24
Kansas needs no—9:319*
Motor carrier practice—18:122
Procedural processes—13:32*, 58*
Procedure act, a proposal—16:157
Procedure before commissions—11:321
Resolution by executive council—11:13
Regulations of Kansas agencies—16:337
Rents, federal act of 1947—16:355
Review of decisions or orders
Judicial review, scope of—11:325
Order judicial in nature—18:59

ADMINISTRATIVE LAW (Concluded)
Review of decisions or orders (Concluded)
Presidential approval, orders requiring—17:241
See also *Workmen's Compensation; Labor Law; Prices*

ADMISSION TO THE BAR
Examinations, proposal to eliminate—17:212
Legislature's power—18:375

ADOPTION, See *Probate Law*

AGENCY, See *Principal and Agent*

AGRICULTURE
Credit corporation, Wichita regional—1:143

ALIENS
Naturalization
Conscientious objectors—18:376
Day in a district court—18:289
Treaty powers—19:175; 20:172

ALIMONY, See *Divorce*

AMERICAN BAR ASSOCIATION, See *Bar Associations, Generally*

ANNUITIES
Intra-family, estate and gift tax—17:397
Transfer taxes—7:139*

ANNULMENT, See *Divorce; Marriage*

ANTI-TRUST ACT, See *Restraint of Trade*

APPEAL AND ERROR
Book "A Case on Appeal," notice of—21:217
Criminal contempt—6:347
Damage (personal injury) cases—21:150
Instructions (see also Juries)
Burden of proof, manslaughter—20:117
Death sentence, failure to give—17:492
Objections to—8:335*
Prejudicial error, presumption of—3:219
Preparation and presentation of cases—1:189
Briefs and abstracts—10:376*
Record
Advantages of getting outside—7:357*
Making the record—3:131; 8:466*; 16:292
Review, see *Administrative Law*

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

APPORTIONMENT, JUDICIAL, See *Judges*

ARBITRATION
Voluntary, how it works—22:208

ARMY AND NAVY, See *Military Law; War*

ARRESTS
Police officer without warrant, by—7:287*; 15:307*
Powers and limitations—16:388
Private person without warrant, by—7:283*
Search and seizure incident to—19:257

ASSAULT AND BATTERY
Duty to retreat in Kansas—15:310*

ASSESSMENTS, See *Taxation*

ASSIGNMENTS
Mortgages and the payment statutes—8:488*

ASSOCIATIONS
Unincorporated fraternities, liabilities of members for debts—3:224
See also *Bar Associations*

ATOMIC ENERGY
Federal control act of 1946—15:255*

ATTORNEY AND CLIENT
Apology for a single-track mind—22:322
Contingent fees, contract to delay or obstruct justice—3:160
Counsellor and advisor, duties as to—11:238
Draftsmanship
Civil actions, in—18:109
Office practice, in—18:104
Duties to clients—10:273*
Law office management—11:245
Privileged communications, see *Witnesses*
Reinstatement of disbarred or suspended attorneys—6:18
Relationship—10:175*
Threats of criminal prosecution to enforce civil claims—21:93
See also *Ethics, Professional; Joint Tenancy; Power of Attorney; Public Relations; Tenancy by the Entirety*

AUSTRIA
Civil procedure (Klein's code)—12:121*
Lessons in administration—22:184

AUTHENTICATION OF DOCUMENTS, See *Evidence*

AUTOMOBILES, See *Motor Vehicles*

BAILMENTS
Parking lot owner, liability for theft—17:242

BANKRUPTCY
Acts of Congress analyzed—17:164
Amendment of 1952 to § 2(7)—22:132
Chapter XI—19:230
Book notice, Arrangement Proceedings—19:410
Copyright as security—12:257
Corporate reorganization, judges and—6:193*
General orders—2:207
Government claims, status—9:150*
New and old acts discussed—4:20; 21:308
Partnerships, involuntary—4:144
Wage earners' plans—17:482

BANKS AND BANKING
Deposit insurance, federal limit—11:358
Forgery, see *Bills and Notes*
Joint bank accounts—21:355, 361
See also *Bills and Notes; Commercial Law*

BAR ASSOCIATION OF KANSAS
Constitution and bylaws of
Amendment of 1940—9:50*, 103*
Amendment of 1941—10:26*, 88*
Amendment of 1949—18:19
Amendment of 1951—20:46, 187
As adopted in 1932—1:87
As adopted in 1935—4:92
As adopted in 1936—5:99*
As adopted in 1937—6:95
As adopted in 1938—7:99*
As of 1943—12:62*
Revision of 1939—8:101*, 158*
Revision of 1952—21:17, 23
Notice of proposed—20:318
Text and map of districts—21:185, 187, 190
Emblem of the Association
Adoption—10:26*
Design for—9:372*
Available to members—10:259*
Historical
Reports of committees—10:59*; 11:63; 12:59*; 15:61; 16:58; 17:46; 18:26; 20:98; 21:39; 22:26
Journal of
Bids for printing—18:55
Comments—1:45, 48; 3:79; 9:42*; 12:22*
Index to—14:111; 18:135
Explanations—22:285, 327
Report of Committee on—1:79
Reports of Editor—4:65; 6:75; 10:58*; 15:87; 17:51; 18:22; 19:58; 20:37; 21:15; 22:19

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

BAR ASSOCIATION OF KANSAS (Concluded)
Membership in—21:185, 190
Officers of (1883-1938)—7:115*
Past Presidents (1883-1947)—16:138
Proceedings of Annual Meetings of
[Note: Since 1931 these appear in the Number 1, or August, issue of each Volume of the Journal and are indexed in the Number 4, or May, issue of each Journal, beginning with the May, 1934 issue.]
Reminiscences, see *Reminiscences of the Bar*
See also *Biography; Ethics, Professional; Public Relations*

BAR ASSOCIATIONS, GENERALLY
Administration of Justice—8:1*
American Bar Center—22:136
Plans for—22:6
Research clearing house—22:240
Army enlistees, A.B.A. criticized—15:405
District of Columbia bar article—12:161*
Greetings to younger members—8:273*
Junior bar conference—8:8*
Lawyers and bar associations—5:165
Mobilization for action—5:224
Serving the lawyer—8:15*
See also *Bar Organization; Public Relations*

BAR ORGANIZATION
Integration of the Bar
How it serves the lawyer—4:140
Judicial incorporation—9:266*
Michigan, success of—10:366*
Oklahoma state bar act—1:195
Proposed Kansas bar act—11:15, 54, 99
Legislative report (minority)—11:351
Proposed supreme court authority—14:3, 27
Public confidence under—8:211*
Reports of committees on—1:72; 6:49; 7:66*; 8:116*; 10:34*; 12:49*; 13:-62*, 82*
States and map showing (1943)—12:117*
Supreme court justices' views—10:229*

BASEBALL
As commerce under anti-trust laws—17:358

BASTARDS, See *Illegitimate Children*

BATTERY, See *Assault and Battery*

BENCH AND BAR
Appraisal by the public—12:169*
See also *Attorney and Client; Judges; Ethics, Professional; Public Relations*

BENEFIT OF CLERGY
History of—7:362*

BILLS AND NOTES
Acceleration of payment, negotiability—10:307*
Forgery, identity of payee—4:285
Forgery, liability of bank—18:145; 20:192
Holder in due course, commercial policy vs. other interests—2:214
Illegality as defense against bona fide holder—12:278
Indorsement after maturity, nature and incidents of contract—3:163
Municipal bearer bonds, liability of indorsers—3:161
Negotiaility by contract, elements of—18:136
Stopping payment of certified check—9:414*
Usury as a defense—12:276
Worthless check problem—22:195

BIOGRAPHY
Bacon, Lord Francis—3:29
Birch, Chief Justice Rousseau A.—13:41*
Bond, L. J.—21:305
Coke, Sir Edward—3:29
Cunningham, W. L.—21:230
Dawson, Chief Justice John S.—13:261
Frontispiece preceding—13:1*
Depew, Claude I.—22:326
Dillard, William P.—4:77
Euwer, Elmer E.—20:1
Evans, Earl W.—10:69*
Foulks, John C.—12:213*
Frith, Gilbert—3:81
Hopkins, Judge Richard J.—13:28*
Hunt, Charles L.—21:257
Johnson, Chief Justice William A.—3:113, 204
Johnson, Beryl R.—21:1
Kennett, Tom—9:308*
Lee, Thomas A.—10:71*
Lillard, Thomas M.—17:157
Light, George LaVerne—19:1; 20:29
Long, Chester I.—3:44; 4:74
McDermott, George T.—5:329
O'Neil, Ralph T.—9:37*; 10:70*
Patterson, J. B.—11:253
Platt, Irving M.—21:258
Pollock, Judge John C.—9:219*
Sheridan, Bernard L.—21:258
Smith, F. Dumont—4:78
Stanley, W. E.—22:144, 145
Taney, Chief Justice Roger B.—5:13*

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

BIOGRAPHY (Concluded)
Vance, W. D.—18:1
Welch, Charles D.—21:184
White, Warren H.—15:34
Wilson, Roscoe—2:154

BONDS
Jointly owned, disadvantages—21:360
Municipal bearer, liability of indorsers—3:161
Municipal, effect of Erie v. Tompkins—9:394*
Savings (U.S.), effect of gift causa mortis—17:97

BOOK NOTICES
Appeal, A Case On—21:217
Bankruptcy, Arrangement Proceedings—19:410
Commercial code, proposed
Secured Transactions Under—22:366
Labor Relations Law—19:191
Legal Aid in U. S.—20:186
Legal Ethics—22:78
Libraries of Legal Profession—22:229
Office Management, Law—21:217
Oil and Gas Rights—22:365
Public Relations Manual—22:138
Reviews, see *Book Reviews*
Taxation, Federal
Procedure Before B.I.R.—21:404
Trial of Cases In Tax Court—20:380
Trials, Preparation for Civil—20:305
Wage and Hour Law, Federal—20:226

BOOK REVIEWS
Contracts, Law of Municipal—21:293
Copyright, Fourth Law, Symposium—21:216
Crime, Law of—16:220
International Law, American—12:120*
Judges and Lawyers, Conduct of—21:289, 346
Notices, see *Book Notices*
Taxpayers Problems, Foreign—21:291
Traffic Courts
Judge and Prosecutor—20:116
Peoples Court, the—16:318
Trials
Jury, Law and Tactics in—18:380
Medical Aspect of—21:292

BOUNDARIES, See *Real Property*

BREACH OF THE PEACE, See *Criminal Law*

BREACH OF PROMISE, See *Marriage*

BRIEFS AND ABSTRACTS
Supreme court apeals—10:376*

BROKERS, See *Principal and Agent*

BUDGETS
Kansas law of 1941—14:100
Railroad tax man's viewpoint—16:347

BULK SALES ACT, See *Sales*

CANON LAW, See *Ecclesiastical Law*

CARRIERS, See *Motor Vehicles*

CHAIN STORES
Regulatory laws—5:227

CHARITIES
Tort liability—19:368; 22:355

CHATTEL MORTGAGES, See *Liens; Mortgages; Pledges*

CHECKS, See *Bills and Notes*

CHILD LABOR
Amendment to U. S. constitution not needed—7:207*

CHILD, See *Parent and Child*

CITIES, See *Municipal Corporations*

CITIZENS
Court system reform (lay report)—17:78
Jurors, as—14:136, 189
Lawyers can be constructive—1:1
Layman's interest in the law—16:149

CIVIL PROCEDURE, See *Practice and Procedure*

CIVIL RIGHTS
Military areas during war—11:163
See also *Constitutional Law*

CLERGY, See *Benefit of Clergy*

CLIENTS, See *Attorney and Client*

CODES, See *Corporations; Evidence; Probate Law*

COLLISIONS, See *Motor Vehicles*

COMMERCE, See *Constitutional Law; Taxation*

COMMERCIAL LAW
Service of law to business—1:121
Trust receipts, recording of—3:128
Uniform commercial code
Book notice, secured transactions under—22:366
News of (1953)—22:2
Sales article (Parts 1 and 2)—22:152
See also *Banks and Banking; Bills and Notes; Bonds*

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

COMMON LAW
Annotation to restatement (see also *Torts*)
Importance of—2:134*
Arbitration—22:216
Consortium, See *Husband and Wife*
Marriage, validity—14:275
See also *Joint Tenancy; Principal and Agent; Tenancy by the Entirety; Torts*

COMMUNISM, See *Contracts; Russia*

COMMUNITY PROPERTY, See *Husband and Wife*

CONCLUSIONS OF LAW, See *Findings of Fact*

CONDEMNATION STATUTES, See *Eminent Domain*

CONDITIONAL SALES, See *Motor Vehicles*

CONFLICT OF LAWS
Contract in, Kansas decisions—6:140*
Divorce, extraterritorial effect of statute prohibiting remarriage—17:245
Divorces under full faith and credit clause—11:365; 14:12
Forum non conveniens, Federal Employers' Liability Act—17:486; 19:404
Importation of accident cases—6:214*
"State" and "general" law
Erie Ry. v. Tompkins, under—7:232*
Municipal bonds—9:394*
Statute of limitations, analogous—22:331

CONSERVATION, See *Oil and Gas*

CONSIDERATION, *See Contracts*

CONSTITUTIONAL LAW
Amendments
Child labor, unnecessary—7:207*
Conventions, congressional power to call—2:1*
Commerce
Baseball as, anti-trust laws—17:358
Decisions since Schechter case, effect—8:311*
Indigents, rights of (California case)—11:182
Process, substituted service—19:274
Trade barrier trends—13:136
Venue as burden on interstate—16:233; 17:251
Wage and hour law—13:228
Questions discused—5:256
Congress
Areas acquired within states, federal power

CONSTITUTIONAL LAW (Continued)
Congress (Concluded)
to exercise exclusive jurisdiction—6:322
Spending, unlawful, remedy—6:300
Construction and operation
Function of the states—14:86
Trade barrier trends—13:136
Judicial function (two 1786 Rhode Island Trials)—4:277
State, see also *"State and general Law," post*
Sovereignty as affected by federal jurisdiction—6:315
Curative legislation—16:180
Delegation of power
Administrative agencies, limitations—3:251
Legislation upon condition—6:307
Cooperative action (referendum)—9:182*
Local option—6:340
Double jeopardy
Appeals by the state as—7:169*
Courts-martial, imperious necessity—17:352
Due process and equal protection
Administrative agencies—3:251
Assessments, nondiscriminatory over—4:328
Chain store law—5:227
Confessions, involuntary (third degree)—11:161
Curative legislation—18:373
Multiple state taxation—5:310
Process, substituted service—19:274
Race, see *"Race segregation," post*
Emergency as affecting—3:199
Emergency and property rights—10:405*
Executive (Steel Seizure Case)—21:242
Treaties, see *"Treaty powers," post*
Freedom of press
Need for certainty in statutes inhibiting—17:247
Right of privacy—5:203
Some recurring issues—11:172
Taxation as a restriction on—4:326; 6:343
Freedom of speech
Labor cases—10:198*; 16-319
Loudspeaker ordinances—17:491
Some recurring issues—11:172
Full faith and credit clause, see *Conflict of Laws*
Interstate commerce, see *"Commerce" supra*
Municipal bonds, see *"State and general law," post*

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

CONSTITUTIONAL LAW (Continued)
Nature and theory
Function of the states—14:86
State sovereignty decline—4:14
Trade cooperation, post-war—13:136
Trends toward centralization—3:118
New Deal, certain phases—3:134
Personal, civil and political rights
Denial of right to vote—9:202*
Flag salute in schools, compulsory—9:276*
Meaning to school boy or girl—8:269*
Race, see *"Race segregation," post*
Some recurring issues—11:172
Police power
Esthetic zoning—5:215
Federal tax on firearms as usurpation of—9:178*
Race segregation
Discrimination in education—10:285*
Elementary schools—20:211, 288, 294
Real property restrictions—18:359
Retroactive income tax statutes—2:290
Amendments, 1953 Kansas—21:343
Revision, need in Kansas—21:250
Searches and seizures
Arrest, incident to—19:257
Illegally obtained evidence, admissibility—11:179; 20:373
Illegal search of office—19:74
Powers and limitations—16:388
Search of person as incident to search of automobile—16:423
Separation of powers
Administrative agencies
Appeals—9:319*
Legislative, exercise of—2:281
Limitations—3:251
Courts
Legislative powers over—6:311
Nonjudicial functions by—7:172*
Differences between judicial and administrative—2:292
Reserved and treaty powers—21:277
Special legislation
Local option statutes—6:340
Municipal corporations—17:269
Prohibitions and limitations—21:375
Validity in Kansas—10:288*; 13-206, 262
"State" and "general" law (Erie v. Tompkins)—7:232*
Municipal bonds—9:394*
Unfair competition actions, federal—16:225

CONSTITUTIONAL LAW (Concluded)
Taxation
Diversion of funds—2:186
Governmental instrumentalities—7:163*
Pipe-line transportation—7:277*
Reconstruction Finance Corporation, stock of—5:176
Retroactive income tax legislation—2:290
Amendments, 1953 Kansas—21:343
Tidelands controversy—22:63
Trade barriers, see *"Commerce" supra*
Treaty powers (see also *"Executive," supra*)
Amendment necessary or unnecessary?—22:74, 108
American international law—11:201
Book review—12:120*
Developing international law, the—20:167
Naturalization of aliens—19:175; 20:172
Reserved powers of states, and—21:277
Threat to American rights—20:253
Trial by jury
Actions at law and equity, rights—15:290*
Compulsory reference statute—3:164
Contempt, validity of legislation—6:270
Ordinance violation, city—17:279
War, military areas during—11:163
See also *Conflict of Laws; Criminal Law; Taxation*

CONSTITUTION AND BYLAWS, See *Bar Association of Kansas*

CONTEMPT
Appellate procedure in criminal—6:347
Civil and criminal, distinction—6:348; 7:191*
Fiduciaries—22:268
Jury trial, validity of legislation for—6:270
Law practice, unauthorized—21:182; 22:29
Misrepresentation on judicial undertaking—2:143*
Statutory limits on proceedings—9:191*

CONTINUANCES
Admissions to prevent—7:281*

CONTRACTS
Benefit of third party, for
Lawrence v. Fox doctrine in Kansas—1:261
Rescission before beneficiaries' acceptance—8:253*
Breach
Improper medical treatment as—6:331
Marriage, promise implied from conduct?—11:361
Optionee's remedy upon—13:248

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

CONTRACTS (Concluded)
Communist affiliations, failure to testify as to—20:120
Conflict of laws (see also *Conflict of Laws*)
Kansas decisions—6:140*
Consideration
Moral and past, adequacy—21:97
Rescission, duty to restore before suit—14:192
Superfluous?—9:410*
Election of remedies, see *Remedies*
Escalator clauses, effect on certainty—17:250
Federal agents, effect of misrepresentation—20:208
Federal employers' liability act, limitation of venue—17:251
Illegality, enforcement of partnership agreement, when—16:418
Negotiability, elements of—18:136
Offer and acceptance, limitation of time for acceptance—9:444*
Optionee's remedy upon breach—13:248
Option to seller to repurchase car—17:248
Rescission, duty to restore before suit—14:192
Specific performance, sale of new car—17:470
Testamentary and contractual instruments—18:270
War contracts, renegotiation—12:97*
See also *Bailments; Bills and Notes; Conflict of Laws; Constitutional Law; Covenants; Damages; Deeds; Employer and Employee; Infants; Insurance; Interest; Landlord and Tenant; Limitation of Actions; Lotteries; Principal and Agent; Remedies; Sales; Statute of Frauds*

CONTRIBUTORY NEGLIGENCE, See *Negligence*

CONVERSION, See *Trover and Conversion*

CONVEYANCES
Characterization as testamentary act—6:280
Husband, without wife's consent—9:404*
Joint tenancy, creation without third party?—15:241*
Trusts, real estate, express—10:260*
See also, *Deeds; Fraudulent Conveyances; Mortgages; Oil and Gas; Real Property; Titles to Land*

COOPERATIVES
Marketing act, Kansas—22:222

COPYRIGHTS
Book review, "Fourth Copyright Law Symposium"—21:216
Security, the copyright as—12:257

CORPORATIONS
Deeds, authority to execute—9:138*
Foreign corporations
Personal service of process—7:403*
Incorporation and organization
Corporation code
Comments—1:47, 236, 310
Compared with prior laws—7:260*
Need for—1:155
Practice under—10:134*
Questions which have arisen—8:352*
Reports of Code Committees—1:78; 2:68*; 3:88; 5:35*; 9:54*, 58*
Mexican corporate activities—15:400
Private corporations for profit—17:11
Reorganization
American judges and—6:193*
English courts and——13:236
Government claims, status—9:150*
Stock
Corporation dealing in its own—17:16
Issuance and transfer of—5:125
Jointly owned, disadvantages—21:359
Transfer of certificates—2:286
See also *Associations; Cooperatives; Municipal Corporations; Public Utilities; Taxation; Trusts and Trustees*

COUNTIES, See *Workmen's Compensation*

COURTS
Administration, lessons in—22:183
Administrative function and the—7:327*
Appeals to courts, powers discussed—9:319*
District courts (see also *Judges*)
Libraries—19:317
Probate jurisdiction, see *Probate Law*
Eclecticism, judicial procedure—20:21
Federal courts
Code, Title 28, recent changes—17:229
Analysis of 1948 revision—18:91
"Assignee clause," status—17:277
Employers' Liability act as affected by § 1404 (a)—18:242
Removal procedure—17:276
Jurisdiction—20:378
Effect of state decisions—2:288

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

COURTS (Continued)
Federal courts (Concluded)
Rules of civil procedure
Adoption by Kansas?—21:130; 22:122
Study suggested—22:191
Digest of—7:127*
Purposes and scope—7:9*
Principal—20:158
State Decisis, quo vadis?—14:65
Supreme court
Building dedication—1:109
Coming test of—16:362
Court packing controversy—5:326
Tax court
Book on trial cases in, notice of—20:380
Rules and discretion—17:108
Trial of civil actions—17:177
Foreign courts
England
Corporate reorganization—13:236
Practice and procedure—7:1*
Oriental judicial systems—2:169
Formality details—19:205
Jurisdiction
Equity based upon prevention of multiplicity of actions—6:164*
Justice and municipal courts—7:383*
Probate, see *Probate Law*
Selective service regulations—13:263
Probate courts
Code, see *Probate Law*
Equity jurisprudence—8:78*
Equity powers—11:134, 144, 151
Escheat, jurisdiction to determine—3:221
Evolution and jurisdiction—6:134*
Fiduciaries, removal, bond liability and contempt—22:259
Judicial determination of heirship—3:291
Jurisdiction problems, see *Probate Law*
Partition judgments (Thompson v. Hall) —13:339
Testamentary and living trusts—7:36*
Record, see *Appeal and Error*
State courts
Criminal cases compared with military—11:309
Kansas
Briefs and abstracts, supreme court—10:376*
Developments, 1941-1946—15:15
Formality details—19:205
Litigation, effect of depression—8:216*, 376*

COURTS (Concluded)
State courts (Concluded)
Syllabus and the law of the case—21:197
Wage and hour law, jurisdiction under—9:354*
Tax court, see *"Federal courts," supra*
Traffic courts
Book reviews
"Judge and Prosecutor. . ."—20:116
"The People's Court"—16:318
Duty of the bar—14:265
See also *Appeal and Error; Bankruptcy; Constitutional Law; Contempt; Equity; Judges; Judgments; Libraries; Practice and Procedure; Probate Law; Process; Trials*

COURTS-MARTIAL, See *Military Law*

COVENANTS
Implied in oil and gas leases
Classification of Kansas cases—22:246, 336
Effect of proration upon—16:13, 24
Effect of war-time regulations—11:102
Lessor's remedies, curtailment—19:394

CREDITORS
Future interests, alienability, rights—16:241
Partnership assets, rights in—3:283
See also *Contracts*

CRIMINAL LAW
Alibi defense, advance notice—7:297*
Book review, "Law of Crime"—16:220
Breach of peace, what is—3:222
Circumstantial evidence, instructions to jury—17:356
Confessions
Due process and the third degree—11:161
Illegal detention during, admissibility—17:477
County attorneys
Hints for—17:387
Worthless check problem—22:195
Death sentence, failure to instruct jury—17:492
Detection, scientific methods—2:22*
Double jeopardy, appeals by state as—7:169*
Ejusdem generis rule (federal)—18:356
Enforcement, improvement of—3:145
Proposals—2:188; 3:10
Public defender—4:224
State crime bureau—2:177; 4:213
Entrapment as defense—2:143*; 21:281
Forgery, see *Bills and Notes*
French law and procedure—1:31

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

CRIMINAL LAW (Concluded)
Habitual criminals
Convictions in another state—18:354
Insanity, irresistible impulse as defense—14:174
Insanity, "right from wrong test"—19:125
Kansas reaffirms—20:199
Interstate cooperation
Law enforcement—5:7*
Intoxicating liquor
Price and sale regulation—18:153
Procedures before state board—18:256
Intoxication, effect on intent and malice—16:419
Larceny, failure to return rented car—1:170
Lie detector
Admissibility in evidence of results—16:437
Scientific source of evidence, as—20:264
Military and state courts, comparison—11:309
Over-protection of criminal—3:18
Prostitution
Abatement of brothels—19:352
Mann Act, dominant purpose test—19:186
Public defender, proposal for—4:224
Reputation, type of evidence—13:265
Searches and seizures, see *Constitutional Law*
Self incrimination
Blood samples of accused—19:271
Privilege of accused against—9:175*
Privilege of witneses against—4:298
Sex offenses, evidence of other crimes—17:253
See also *Appeal and Error; Arrest; Constitutional Law; Evidence; Gambling; Indictments and Information; Juries; Military Law; Rape; Witnesses*

CROSS-EXAMINATION, See *Practice and Procedure*

CURATIVE LEGISLATION
Effect and possibilities as to titles—16:180
Violation of 14th amendment—18:373

DAMAGES
Condemnation, see *Eminent Domain*
Consortium, see *Husband and Wife*
Excessive, remittitur as alternative to new trial—7:393*
Food, liability for impure—4:330; 7:183*
Inadequate, as ground for new trial—7:388*
Personal injury cases, preparation—21:142
Personal injury when death ensues—17:258
Rainmaking—19:385

DAMAGES (Concluded)
Unfair competition cases—16:228
See also *Negligence; Torts*

DEATH, See *Wrongful Death Statute*

DECLARATORY JUDGMENTS, See *Judgments*

DEEDS
Corporation, authority to execute—9:138*
Delivery
After death of grantor, deposit for—16:420
As memorandum for contract unnecessary—17:475
Escrow, in, relation back—15:297*
Fiduciaries—17:171
Power of termination, alienability of—3:215
Restraints on alienation, see *Real Property*
Trust deeds, duty to record—3:156
See also *Joint Tenancy; Real Property; Tenancy by the Entirety*

DEMOCRACY
Defense of in America—10:1*

DEMURRERS, See *Pleading*

DEPOSITIONS, See *Evidence*

DEPRESSION
Economic conditions in Kansas—8:376*
Litigation in Kansas, effect on—8:216*

DESCENT AND DISTRIBUTION, See *Probate Law*

DIVORCE
Alimony
Indefinite amount—1:314
Nunc pro tunc entry, notice—18:250
Permanent alimony in Kansas—14:215
Property transferred as, income taxes—16:440
Annulment, identical grounds as—15:96
Grounds
Make divorce easy—16:352
Make marriage responsible—17:158
Horror, our legal—19:322
Jurisdiction, see *Conflict of Laws*
Recrimination, pleading defense of—17:472
See also *Husband and Wife; Marriage*

DOCUMENTS, See *Evidence; Records and Recordation*

DOMESTIC RELATIONS, See *Divorce; Husband and Wife; Marriage; Parent and Child*

DOUBLE JEOPARDY, See *Constitutional Law; Criminal Law*

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

DRAFTSMANSHIP, LEGAL
Office practice, in—18:104
Pleadings in civil actions—18:109

DUE PROCESS, See *Constitutional Law*

ECCLESIASTICAL LAW
Canon law of Roman Catholic Church—11:225
Common law marriage, source—20:217
Divorce, defense of recrimination—17:472

ECONOMICS
Conditions in Kansas—8:376*
Credit and social security—4:1
Litigation, effect of depression—8:216*

EDUCATION, LEGAL
Comments—1:46
Improving the profession—9:1*
Lawyers of today and tomorrow—13:4*
Lectures for lawyers—6:223*
Literature and lawyers—5:234
Prelegal and law school—7:153*
What lawyers read—19:236
See also *Libraries*

EDUCATION, PUBLIC, See *Schools and School Districts*

ELECTION OF REMEDIES, See *Remedies*

ELECTIONS
Contest, right to recount—2:145*

ELECTRICITY
Negligence in transporting, liability—3:146*
Rural electrification in Kansas—7:46*

EMBLEM, See *Bar Association of Kansas*

EMINENT DOMAIN
Appeal bond, sufficiency—7:274*
Statutes of Kansas
Need of revision—13:140
Procedural—13:147

EMPLOYER AND EMPLOYEE
Charities, tort liability—19:368; 22:355
Child labor amendment unnecessary—7:207*
Customers of former employer, right to solicit—8:285*
Occupational diseases, employer's liability—6:234*
Wage and hour law, see *Labor Law*
See also *Federal Employers' Liability Act; Labor law; Negligence; Principal and Agent; Unemployment Compensation; Workmen's Compensation*

ENTIRETIES, See *Tenancy by the Entirety*

EQUAL PROTECTION, See *Constitutional Law*

EQUITY
Foreclosure cases, power of courts—1:301
Multiplicity of actions, jurisdiction based on prevention—6:164*
See also *Estoppel; Fraud; Fraudulent Conveyances; Liens; Marriage; Mortgages; Probate Law; Statute of Frauds*

ERROR, See *Appeal and Error*

ESCHEAT
Jurisdiction as to failure of heirs—3:221
Statute (G.S. 1947 Supp. 59-508) an oversight?—17:102

ESCROWS, See *Deeds*

ESTATES
Estates tail in Kansas—1:203; 2:241
Act of 1939—7:377*
Construction of limitation, as—3:217
Planning—17:338
Gifts, use of—19:214
Joint tenancies, disadvantages—21:358
Medium sized estates—21:364
See also *Deeds; Real Property; Probate Law*

ESTOPPEL
Equitable, effect on wills—11:363

ETHICS, PROFESSIONAL
Advertising in cooperation with others—12:18*
As part of public relations—21:346
Book, "Legal Ethics" announced—22:78
Book review, "Conduct of Judges and Lawyers"—21:289, 346
Canons adopted (1953)—22:34
Bylaws of association—21:195
Importation of accident cases—6:214*
Opinions of Committee on—21:129; 22:105
Procedure, Rules of Committee—22:106
See also *Unauthorized Practice of Law*

EVIDENCE
Admissions
Continuances, to prevent—7:281*
Destroyed reply letters—19:407
Right to open and close—7:281*
Authentication, see *"Documentary," post*
Blood samples of accused—19:271
Burden of proof
Blood tests as to paternity—8:479*
Insurance, effect of presumption against suicide—8:46*

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

EVIDENCE (Concluded)
Circumstantial, instructions in criminal cases —17:356
Code of evidence, model—12:176*
Competency of witnesses, see *Witnesses*
Confession obtained while illegally detained —17:477
Demurrers, see *Pleading*
Depositions
Reading in court—10:243*
Documentary
Authentication
Public documents—13:267
Relaxed as to reply letters—19:407
Identification in trial courts—8:224*
Hearsay
Medical, based partially on case history—1:237
Precautions taken after accidents—9:430*
Insanity, see *Criminal Law*
Lie detector
Admissibility of results—16:437
Scientific source—20:264
Mental condition, opinion of handwriting expert as proof—4:249
Motive in fraud cases—21:306
Negligence, prior acts and reputation for care —4:252
Objections, function of general—4:242
Parol evidence
Insurance contracts, admissibility—9:440*
Varying terms of written lease—4:165
Preliminary questions, effect on admissibility —9:289*
Presumptions and inferences
Instructions on—2:141*
Res ipsa loquitur, see *Negligence*
Res Gestae
Exception to hearsay rule, as—13:270
Judicial football, the—8:367*
Reputation
Type admissible in rape case—13:265
Searches and seizures, see *Constitutional Law*
See also *Juries; Trials; Witnesses*

EXECUTIONS, See *Judgments; Mortgages*

EXECUTORS AND ADMINISTRATORS, See *Probate Law*

FALSE IMPRISONMENT
Probable cause no defense, when—15:292*
Restraint, how effected—15:296*

FEDERAL COURT, See *Courts*

FEDERAL EMPLOYERS' LIABILITY ACT
Venue
As affected by judicial code—18:242
As burden on commerce—16:233
Limitation by contract—17:251
Rights under § 1404—17:486; 19:404

FEES, See *Attorney and Client*

FIDUCIARIES, See *Probate Law*

FINDINGS OF FACT
Conclusions of law and—15:142
Brief of Kansas cases—12:249
Cure or waiver of error, as—3:219
Where jury is waived—7:280*

FIRE, See *Insurance; Public Utilities*

FOOD, See *Remedies*

FORECLOSURES, See *Mortgages; Taxation*

FOREIGN CORPORATIONS, See *Corporations; Process*

FORGERY, See *Bills and Notes*

FRANCE
Law and procedure, observations—1:31

FRAUD
Evidence of motive when not in issue—21:306
Honest misrepresentation, liability—8:395*
Insurance, avoidance of policy—7:23*
Promises relating to future conduct—15:305*
See also *Fraudulent Conveyances; Statute of Frauds*

FRAUDULENT CONVEYANCES
Creditors and recording acts—14:282
Law in Kansas—8:360*
Substantive—11:205
Trusts for benefit of settlor—16:430

FREEDOMS, See *Constitutional Law*

FUTURE INTERESTS, See *Real Property*

GAMBLING
Pinball machine as device—21:201

GAS, See *Oil and Gas*

GIFTS
Estates, use in planning—19:214
Savings bonds (U.S.), effect of gift causa mortis—17:97

GIFT TAX, See *Taxation*

GRAND JURY, See *Juries*

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

GUARDIANSHIP, See *Probate Law*

GUEST STATUTE, See *Motor Vehicles*

HISTORICAL, See *Bar Association of Kansas; Bankruptcy; Benefit of Clergy; Jurisprudence; Legal Assistance; Reminiscences of the Bar*

HOMESTEADS, See *Probate Law*

HOMICIDE
Murder of insured by beneficiary—5:178
Stroud case, the—9:373*
See also *Criminal Law*

HUSBAND AND WIFE
Alimony, see *Divorce*
Common law marriage
General comment—20:217
Validity of—14:275
Community property law, pro and con—16:195
Competency of spouse as witness—7:410*; 9:281*; 18:220
Consortium, negligent injury to husband—20:224
Widow's rights in lieu of dower—9:404*
See also *Conflict of Laws; Divorce; Marriage; Probate Law; Witnesses*

ILLEGITIMATE CHILDREN
Adoption, see *Probate Law*
Birth certificates, amended—18:215
Blood tests as proof of paternity—8:479*

ILLEGAL PRACTICE OF LAW, See *Unauthorized Practice of Law*

INCOME TAXATION, See *Taxation*

INDICTMENTS AND INFORMATIONS
Joinder of counts or offenses—7:289*
Prosecution by information—7:414*
Time and place of offense, requirements—7:411*
Waiver under federal rule—18:162
See also *Criminal Law*

INFANTS
Adoption, see *Probate Law*
Prenatal injuries, damages—18:150, 159
Public office, eligibility to hold—5:251
Sales and leases, interests—10:120*
See also *Child Labor; Marriage; Negligence; Parent and Child; Torts*

INFORMATION, See *Indictments and Informations*

INHERITANCE TAXATION, See *Taxation*

INJUNCTIONS
Prostitution, house of—19:352
Rainmaking—19:385
Sunday movies as public nuisance—1:238
Usury, relief against—6:326
See also *Contempt; Nuisances; Unfair Competition*

INSANE PERSONS
Irresistible impulse, proof as defense—14:174
Mental accountability, military law—15:261*
Right from wrong test—19:125
Kansas reaffirms—20:199

INSOLVENCY, See *Bankruptcy*

INSTITUTES, See *Education, Legal*

INSTRUCTIONS, See *Juries*

INSURANCE
Accident insurance, carriers, indemnity—6:173*
Agents, authority to effectuate policy—6:236*
Annuity, see *Annuities*
Bank deposits, federal limit—11:358
Disability
Printing of exceptions—18:274
Waiver of premium—1:237
Fidelity insurance
Bonds, responsibility of insurers—9:434*
Fire insurance
Encumbrances, effect upon validity—4:308
Life tenant's accountability to remainderman—9:422*
Mortgagee's right in mortgagor's—8:31*
Group medical and hospital—8:287*
Liability insurance
Federal declaratory judgment act—8:195*
Jury, information as to—1:168
Motor vehicle responsibility law—9:367*
Proposed laws discussed—21:315
Life insurance
Lawyers and—10:167*
Misrepresentations
Applications, in—17:214
Avoidance of policy for—7:23*
Murder of insured by beneficiary—5:178
Presumption against suicide, effect on burden of proof—8:46*
Representations and fraud—6:241*, 345
Parol and extrinsic evidence, admissibility—9:440*
Regulation and supervision—2:32*
Riders, effect on policies—9:438*
Service of process, see *Process*

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

INTEGRATION, See *Bar Organization*

INTEREST
Injunctive relief against usurious—6:326
Rate regulation in Kansas—18:292; 19:84
See also *Bills and Notes*

INTERNATIONAL LAW
American, importance to lawyers—11:201
Book review—12:120*
Development and systematization—8:415*
Doctrines and human rights—20:167
Law in a world at war—11:7
Treaty powers, see *Constitutional Law*
World law and order—13:328

INTERSTATE COMMERCE, See *Constitutional Law; Employer and Employee*

INTERSTATE COOPERATION, See *Criminal Law*

INTOXICATING LIQUORS, See *Criminal Law*

INVESTMENTS
Standards act (prudent man rule)—18:300

JOINDER
Automobile guest statute—8:482*
Cause of action—18:56
Election of remedies, see *Remedies*
Indictment or information, counts or offenses —7:289*

JOINT ADVENTURES, See *Partnership*

JOINT TENANCY
Act of 1939, Kansas—7:377*
Contractual aspect of joint and mutual will—19:283
Creation without third party?—15:241*
Death of joint tenant, title—18:211
Disadvantages—21:351; 22:128
Income taxation, see *Taxation*

JOURNAL, See *Bar Association of Kansas*

JUDGES
Amendment to Kansas constitution affecting —17:1
Book review, "Conduct of Judges and Lawyers"—21:289
Ethics, comments as to—21:346
Conduct of courts—17:317
Exercise of non-judicial functions—7:172*
Judicial reapportionment—13:179
Selection and tenure—2:16*, 100*; 16:1
Syllabus and the law of the case—21:197
See also *Biography; Contempt; Courts*

JUDGMENTS
Declaratory judgments
Federal act, liability insurance—8:195*
Separability doctrine—6:348
Nunc pro tunc entry, notice—18:250
Representative suits, res judicata—2:297
Res judicata and demurrers—16:271; 19:159
Unconstitutional statute, effect—6:346
See also *Conflict of Laws; Mortgages*

JUDICIAL COUNCIL
Reports of—1:76; 2:65*, 137*; 4:85; 5:89*; 6:81; 7:85*; 8:140*; 9:94*; 10:64*; 11:66; 12:59*
Statistics, collection—10:163*
Work in various states—1:210

JUDICIAL REVIEW, See *Administrative Law*

JUDICIAL SALES, See *Judgments; Mortgages*

JURIES
Book review, "Law and Tactics in Jury Trials" —18:380
Citizen as a juror—14:136, 189
Defense of jury system—4:220; 19:211
French law and procedure—1:31
Grand jury, charge to—7:254*
Instructions
And special questions—10:149*; 16:160
Burden of proof, manslaughter—20:117
Death sentence—17:492
Duty of making—7:294*
Objection to—8:335*
Presumptions and inferences—2:141*
Misconduct in jury room—7:401*
Right to trial by jury
Actions at law and equity—15:290*
Compulsory reference statute—3:164
Ordinance violation, city—17:279
Special questions, see *"Instructions," supra*
Voir dire examination in Kansas—1:125
Insurance, informing jury of—1:168
See also *Constitutional Law; Trials*

JURISDICTION
Federal jurisdiction
Exercise exclusive as to areas acquired—6:322
State sovereignty as affected by—6:315
See also *Conflict of Laws; Courts; Equity; Probate Law; Process; Taxation*

JURISPRUDENCE
American efforts, principles—11:319
Current tendencies in—6:1

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

JURISPRUDENCE (Concluded)
Historical analogies and tendencies—6:121*
Law in a world at war—11:7
Prospect pleases, the—14:229

LABOR LAW
Act of 1943, Kansas—12:14*, 31*
Arbitration, voluntary—22:212
Book notice, "Labor Relations Law"—19:191
Child labor amendment unnecessary—7:207*
Collective bargaining agreements—10:396*
Federal Labor Relations Act of 1935—7:311*
Closed shop agreements [§§ 7, 8 (a) (3)] —19:178
Freedom of speech—10:198* 16:319
Industrial court law—6:7
Reform, third party legislators—17:312
Unions, municipal employees, right to join—14:278
Wage and hour law (federal)
Book on, notice of—20:226
Constitutional questions discused—5:256
Exemptions and other problems—19:138
History, purposes and coverage—19:129
Interstate commerce and—13:228
Jurisdiction of state courts—9:354*
Motor carrier act exemption—16:417
Problems of lawyers, some—10:245*
Wage stabilization (1950)—20:8, 244; 21:153
See also *Employer and Employee*

LANDLORD AND TENANT
Parol evidence to vary written lease—4:165
Rent
Federal act of 1947, maximum—16:355
Security deposit as an advance—22:147
Voidable leases, termination—17:360

LARCENY
Failure to return rented car—1:170

LAW ENFORCEMENT, See *Criminal Law*

LAW PRACTICE, See *Attorney and Client; Nonresident Lawyers; Practice and Procedure; Unauthorized Practice of Law*

LEASES, See *Landlord and Tenant*

LEGAL ASSISTANCE
Benefits to community—18:203
Benefits to lawyer—17:410
Book notice, "Legal Aid in the United States" —20:186
Clinic, function and values—19:183

LEGAL ASSISTANCE (Concluded)
History and plan—19:241
Navy adopts office plan—12:134*
War work by Kansas bar—14:5, 19

LEGAL EDUCATION, See *Education, Legal*

LEGAL ETHICS, See *Ethics, Professional*

LEGISLATION
Condition as delegation of legislative power—6:307
Curative, see *Curative Legislation*
Kansas
Developments, 1941-1946—15:5
Developments, 1951—19:303
Port of entry law—3:115
Special, see *Constitutional Law*
Summaries by revisor of statutes
Enactments of 1945—13:291
Enactments of 1947—15:333, 379
Enactments of 1949—17:413, 447
Enactments of 1953, announcement—21:306
Third party legislators—17:293
Neglect of statutory law cited—16:316
Referendum conditions, validity—9:182*
Relief of delinquent taxpayers, validity—6:334

LEGISLATURES
Admissions to the bar, powers—18:375
Aiding state legislatures—1:296
Inherent power to convene—9:185*
Kansas, lawmaking lawyers (1947)—15:383
Admonitions (1949)—17:350

LIABILITY INSURANCE, See *Insurance*

LIBEL AND SLANDER
Candidates for office, status—4:168; 5:167
Radio, defamation by—4:245
Testamentary libel, liability of estate—17:490

LIBRARIES
Book on law libraries, notice—22:229
County law libraries—22:112
Income tax statutes—15:288*
District court libraries—19:317

LIE DETECTOR, See *Evidence*

LIENS
Against leasehold and equipment, mechanics —8:63*
Agisters' liens—9:448*
Artisans' liens—16:223

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

LIENS (Concluded)
Garage keepers' liens—10:305*
Storage of goods—9:446*
See also *Mortgages*

LIFE INSURANCE, See *Insurance*

LIMITATION OF ACTIONS
Continuing nuisance—5:335
Continuing trespass, recurring injury—5:180
Constructive trusts and—7:193*
Counterclaim or set-off, pleading barred—11:158
Creditors, recording acts—14:282
Malpractice, when action accrues—16:422
Wrongful death actions—22:150

LITERATURE
Law, lawyers and—5:234
What lawyers read—19:236
See also *Book Notices; Book Reviews; Libraries*

LOANS, See *Interest; Investments; Mortgages*

LOTTERIES
"Bank night" as violation—6:336

MALICE
Intoxication, effect on—16:419

MALICIOUS PROSECUTION
Advice of counsel as defense—2:217

MARKETABLE TITLE, See *Titles to Land*

MARKETING, See *Cooperatives*

MARRIAGE
Annulment and divorce, identical grounds—15:96
Breach of promise
Implied from conduct?—11:361
Common law marriage
General comment—20:217
Validity—14:275
"Migratory," critcized—19:329
See also *Divorce; Husband and Wife*

MARRIED WOMEN
Public employment of, problems—9:271*
See also *Husband and Wife*

MARTIAL LAW, See *Military Law*

MASTER AND SERVANT, See *Employer and Employee*

MECHANIC'S LIENS, See *Liens*

MEXICO
Corporate activities—15:400
Taxes—16:302

MILITARY LAW
Articles of War, proposed changes—16:100
Courts-martial
Army law, 1948 reform—17:459
Civil courts and, comparison—10:361*
Criminal cases in state courts, comparison—11:309
Double jeopardy, imperious necessity—17:352
Function of courts and boards office—12:7*
Mental accountability under—15:261*
Selective service
Draft board resolutions, illegal—20:370
Jurisdiction of courts—13:263
War time military areas—11:163

MINES AND MINERALS
Easements, right of access through strata—20:115
Partnerships, mining—7:384*
Royalties and deeds, distinctions—16:28
Taxation of mineral reserves—14:137
Tidelands controversy—22:63

MINIMUM WAGE LAWS, See *Labor Law*

MINORS, See *Infants*

MISREPRESENTATION
Liability for honest—8:395*
Life insurance applications—17:214
See also *Fraud; Insurance; Unfair Competition*

MONOPOLIES, See *Restraint of Trade; Unfair Competition*

MORTGAGES
Assignment and the payment statutes—8:488*
Broker as agent of borrower or lender—7:180*
Chattel mortgages
Conditional sales distinguished—19:169
Conversion, liability under federal packers and stockyards act—17:244
Potential posession doctrine and statute—4:315
Copyright as security—12:257
Foreclosure cases
Equity powers of courts—1:301
Junior lienholders and—10:412*
Insurance, rights of mortgagee in—8:31*
Priority problems—19:61
Redemption
Loans of H.O.L.C.—6:328

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

MORTGAGES (Concluded)
Redemption (Concluded)
Mortgagee in possession, right to compel—6:176*
Purchase money, period—1:315
Relief, legislation, history—17:307
See also *Liens*

MOTOR VEHICLES
Cases before corporation commision—18:122
Cases, preparation and trial—16:42
Collision, brief of Kansas cases—12:190*
Conditional sales
Recording and certificate of title acts—19:89, 273
Rights and remedies—19:169
Title, sale on condition—22:242
Contracts for sale of
Option to repurchase—17:248
Specific performance, new car—17:470
Financial responsibility laws
Operation of Kansas law—9:367*
Plea for enactment in Kansas—4:317
Proposed laws discused—21:315
Guest statute
Gross and wanton negligence—4:170; 10:419*
Joinder under—8:482*
Passenger's right of action against third person—1:145
Payment, share-ride agreement—20:111
Payment, when joint ventures, not—17:98
Relationship, creation of—10:297*
Loaning to another, liability—4:171
Parking lot owner, theft liability—17:242
Port of entry law—3:115
Recovery by unlicensed operator—2:213
Service of process, see *Process*
Traffic courts, see *Courts*

MUNICIPAL CORPORATIONS
Book review, "Law of Municipal Contracts with Annotated Model Forms"—21:293
Boundary lines, see *Real Property*
Cash Basis Act of 1933—1:291
City attorneys organize—16:152
Employees, right to join labor unions—14:278
Extraterritorial police power—3:193
Governmental and private functions—2:278
Local option, constitutionality—6:340
Occupation tax under authority to "license and regulate"—1:169
Planning, see *"Zoning," past*

MUNICIPAL CORPORATIONS (Concluded)
Special legislation, see *Constitutional Law*
Torts, liability for
Defective streets and sidewalks—4:322; 19:379
General discusion—9:200*, 280*; 19:376
Charities—22:355
Immunity, doctrine of—20:275
Nuisances, creation or maintenance—15:303*
Public officers—11:167
Water damage to private property—21:208
Workmen's compensation law—4:197
Proprietary functions—22:244
Zoning
City planning and—13:255
Esthetic, and the police power—5:215
See also *Bonds; Libraries; Police; Police Power*

MURDER, See *Homicide*

NATIONAL INDUSTRIAL RECOVERY ACT
Analysis, constitutional phases—2:127*; 3:134
Comments on dangers—2:210

NEGLIGENCE
Attractive nuisance, liability—4:325
Charities, liability—19:368; 22:355
Comparative negligence—21:232
Consortium, see *Husband and Wife*
Contributory negligence
Crossing in front of car—1:314
Wantonness as avoiding defense—17:109
Dark premises, injuries on—1:237
Election of remedies, see *Remedies*
Electricity, high voltage lines—2:146*
Food, liability for impure—4:330; 7:183*
Guest statute, see *Motor Vehicles*
Independent contractor, employer's liability—6:177*
Last clear chance—2:107*, 203; 4:323
Compared with humanitarian—18:334
Legal cause, comments on—4:158
Municipal torts, see *Municipal Corporations*
Occupational diseases, employer's liability—6:234*
Proximate cause
Independent tort feasors—18:144
Liability act, proposed—18:307
Theories of causation—11:353
Prior acts of, reputation for care—4:252
Railroad crossing safeguards—10:398*
Relational interest, interference with—16:439

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

NEGLIGENCE (Concluded)
Res ipsa loquitur
Blasting operations—20:285
Doctrine discussed—14:239
Effect on trial of a lawsuit—3:158
Exclusive control over apparatus—12:132*
Fellow servant rule abrogated, application—16:424
Shock, injury resulting from—5:303
Sleep, relation to—20:368
See also *Damages; Employer and Employee; Motor Vehicles; Municipal Corporations; Remedies; Torts*

NEGOTIABLE INSTRUMENTS, See *Bills and Notes; Commercial Law*

NEWSPAPERS
Freedom of press, See *Constitutional Law*
Right of privacy of individuals—5:203
Photographs, consent to publish—21:381

NEW TRIAL, See *Trials*

NONRESIDENT LAWYERS
Practice in Kansas—2:110*, 285

NOTICE
Agency termination—21:399
Defective instruments, record as actual—10:282*
Nunc pro tunc entry—18:250
See also *Probate Law*

NUISANCE
Light as trespass or—18:142
Prostitution, houses of—19:352
Sunday movies as public—1:238

OFFICE MANAGEMENT, LAW
Book on, notice of—21:217
Draftsmanship, legal—18:104
Pleadings in civil actions—18:109
General suggestions—11:245
Income tax office procedure—17:202

OFFICERS
Errors of public, duty to compensate—11:167
Tort liability, see *Municipal Corporations*

OIL AND GAS
Book, "Oil and Gas Rights," notice of—22:365
Gas proration and restrictions—6:149*
Minimum price fixing as—21:212
Implied covenants in leases
Classification of Kansas cases—22:246, 336
Effect of wartime regulations—11:102
Lessor's remedies, curtailment—19:394

OIL AND GAS (Concluded)
Implied covenants in leases (Concluded)
Proration, effect upon—16:13, 24
Income taxation, see *Taxation*
Joint ventures and mining partnerships, etc.—8:20*
Lease extension, beginning a well as—6:261
Leases and mineral conveyances—8:25*
Leases and unitization—21:136
Leases, minors' and incompetents' interests—10:120*
Lessee's interest, nature of—5:306
Perpetual nonparticipating royalty void—21:95
Perpetuation and termination of interests—21:320
Pipe-line tax, constitutionality—7:277*
Royalties and mineral deeds, distinctions—16:28
Royalties and mineral fees, conveyances—8:241*
Royalties and overriding royalties, landowners'—9:29*
Royalty assignee's liability on prior mortgage—10:196
Statute of frauds, effect on transactions—9:129*
Taxation of mineral reserves—14:137
Tax (income), see *Taxation*
Tidelands controversy—22:63

OPTIONS
Local Option, See *Municipal Corporations*
Remedy upon breach of contract—13:248
Repurchase of new car—17:248

PARENT AND CHILD
Adoption, see *Probate Law*
Birth certificate for legitimated child—18:215
Interfering with relationship, damages—18:248
Protection of interests—14:272
See also *Illegitimate Children; Infants*

PARTITION, See *Real Property*

PARTNERSHIP
Creditors' rights in assets—3:283
Entity theory, possession of property—18:146
Estates, administration of—10:181*
Family, income tax—18:148; 19:16
Illegality, enforcement of agreement, when—16:418
Involuntary bankruptcy—4:144

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

PARTNERSHIP (Concluded)
Mining partnerships—7:384*
Joint ventures and—8:20*
Payments for interest in
Income tax non-deductibility—21:402

PERSONAL INJURIES, See *Damages; Employer and Employee; Negligence; Torts; Workmen's Compensation; Wrongful Death Statute*

PERSONAL PROPERTY, See *Bailments; Liens; Negligence; Sales; Torts; Trover and Conversion*

PLEADING
Demurrers
And res judicata—16:271; 19:159
Evidence, to, use in Kansas—7:398*
Misjoinder of causes, to—18:56
Negligence petition, to, sustained—16:441
Divorce, defense of recrimination—17:472
Drafting in civil actions—18:109
Election of remedies, see *Remedies*
General denial in Kansas—1:364
Misjoinder of causes—5:267; 18:56
Wantonness, avoiding defense of contributory negligence—17:109
See also *Joinder; Limitation of Actions; Practice and Procedure; Probate Law*

PLEDGES
Law in Kansas—10:306*
See also *Liens; Mortgages*

POLICE
Improvement suggestions—3:207
Liability, arrest without warrant—15:307*

POLICE POWER
Esthetic zoning—5:215
Extraterritorial—3:193
See also *Constitutional Law; Municipal Corporations*

POLITICS
Lawyers' duty to engage in—3:24
Third party legislators in Kansas—17:293

PORT OF ENTRY LAW, See *Motor Vehicles*

POWER OF ATTORNEY
Recommended forms—11:342

PRACTICE AND PROCEDURE
Advice to young lawyers—2:257
Austrian civil procedure (Klein's code)—12:121*
Lessons in administration—22:184

PRACTICE AND PROCEDURE (Continued)
Conclusions of law, see *Findings of Fact*
Condemnation, see *Eminent Domain*
Constructive service, see *Process*
County Attorneys, hints for—17:387
Cross examination
Scope of in Kansas—9:286*
Demurrers, see *Pleading*
Election of remedies, see *Remedies*
English courts—7:1*
Expediting civil cases—3:294; 4:53
Federal Code, Title 28, recent changes—17:229
Analysis of 1948 revision—18:91
"Assignee clause," status—17:277
Removal procedure—17:276
Federal rules of civil procedure
Adoption by Kansas?—21:130; 22:122
Study suggested—22:191
Digest of—7:127*
Purposes and scope—7:9*
Explanation of principal—20:158
Trial of civil actions—17:177
Federal tax court, rules and discretion—17:108
French law and procedure—1:31
General denial in Kansas—17:364
Income tax, see *Taxation*
Instructions, see *Juries*
Legislation in Kansas, 1941-1946—15:9
Legislation in Kansas, 1951—19:303
Motor vehicle cases—16:42
Office, see *Office Management, Law*
Preparation for trial—17:3
Personal injury cases—21:142
Pre-trial procedure—19:5
Probate code, see *Probate Law*
Procedural law
Agencies, see *Administrative Law*
Constructive service, see *Process*
Improvement processes—18:310
Lessons in administration—22:183
Judicial eclecticism—20:21
Railroad claim agent, experiences—1:40
Record, making the—3:131; 8:466*; 16:292
Supreme court appeals—1:189
Briefs and abstracts—10:376*
Survey in Kansas
Juries and judicial statistics—10:156*
Rules of court—8:437*
See also *Administrative Law; Appeal and Error; Attorney and Client; Conflict of Laws;*

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

PRACTICE AND PROCEDURE (Concluded)
Constitutional Law; Contempt; Courts; Criminal Law; Evidence; Findings of Fact; Juries; Pleading; Process; Remedies; Trials; Witnesses

PRESUMPTIONS, See *Evidence*

PRICES
Alcoholic beverages, Kansas—18:153
Control, approach to—20:244
Control, office of—13:7*
Defense mobiliation (1950)—20:8
Natural gas, minimum, for conservation—21:212
Stabilization, procedures—21:163

PRINCIPAL AND AGENT
Brokers
Agent of borrower or lender, as—7:180*
Burden to show performance of contract—17:355
Charities, tort liability—19:368; 22:355
Employer's liability for negligence of independent contractor—6:177*
Insurance, authority of agent to effectuate—6:236*
Termination by operation of law—21:399
See also *Employer and Employee*

PRIVACY, RIGHT OF
Newspaper's right to invade—5:203
Photographs, publication without consent—21:381

PRIVATE LAW
Legislation in Kansas, 1941-1946—15:6
Legislation in Kansas, 1951—19:306

PROBATE LAW
Adoption law
Adults—15:160, 169
Illegitimate child of married woman—15:397; 17:95
Notice, adequate—22:206
Procedure in Kansas—19:332
Amendments or proposed changes in code
Adoption law—15:397
Adults—15:160, 169
Changes, 1941-1946—15:153, 169
Changes (1951)—20:18
District court jurisdiction—13:183, 191
Appeals before 1945 amendment—15:161
Report of Code Committee—9:52*

PROBATE LAW (Continued)
Articles prior to code of 1939
Adopt a new code?—1:225
Changes in substantive law proposed—7:19*
Contest and probate of wills—7:42*
Evolution and jurisdiction of courts—6:134*
Jurisdiction problems—5:143
Procedure under, discussed—7:32*
Report of code committee—5:30*; 10:29*
Testamentary and living trusts—7:36*
Constructive trusts, see *Trusts and Trustees*
Determination of heirship—3:291; 9:16*
Developments, 1941-1946—15:153
Comments on—15:168, 171
Developments, 1951—20:12
Equitable conversion, see *Real Property*
Equity powers of probate court—8:78*; 11:134, 144, 151; 18:99
Estates tail in Kansas—1:203; 2:241
Act of 1939—7:377*
Construction of limitation as—3:217
Fiduciaries
Removal, bond liability and contempt—22:259
Sale or lease of realty—17:171
Gift taxes, see *Taxation*
Guardianship
Creditors claims after termination—16:284
Notice, adequate—22:205
Realty, sale or lease—17:171
Homesteads
Cole v. Coons—15:98
Insane spouse—15:153
Income Taxation, see *Taxation*
Jurisdiction problems—13:183, 191; 15:392
Death as quieting title?—18:208
Nonclaim statute discussed—18:350
Death does not quiet title—19:313
Decedents and wards—13:200
Decree passing voidable title—18:363
Disputed areas—18:97
Prior to July 1, 1939—5:143; 6:134*
Tolling of nonclaim statute—20:12
Land titles, see *Titles to Land*
Notice, adequate—18:205; 22:199
Adoption proceedings—19:348
Partition judgments (Thompson v. Hall)—13:339
Partnership estates, administration—10:181*
Practice and procedure—8:87*
Adoption, see *"Adoption law," supra*

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

PROBATE LAW (Concluded)
Practice and procedure (Concluded)
Fiduciaries' sale or lease of realty—17:171
Nonresident testate estates
Debt collection—16:284
Election by spouse—16:279
Origin and development (prior to 1939)—6:226*
Problems in—15:386
Probate, see *"Wills" post*
Sales of real estate—19:146
Secured claims, waiver of—17:492
Probate court, see *Courts*
Taxation (see also *Taxation)*
Angles, some—17:24
Trusts, see *Trusts and Trustees*
Wills (see also *"Estates tail," supra)*
"Children" as word of limitation—2:218
Construction
Contractual and testamentary instrument—18:270
Contractual aspects of joint and mutual—19:283
"Estate," devise to, substitution—18:252
Jurisdiction—16:278
Trends (1951)—20:17
Limitation as estate tail—3:217
Reminders, see *Real Property*
Conveyance as testamentary act—6:280
Determinable fee followed by devise—3:153
Drafting of, problems—9:23*
Equitable estoppel—11:363
Future interests, see *Real Property*
Jointly owned property, disadvantages—21:351; 22:128
Libel under, liability of estate—17:490
Probate—15:389
Article prior to code of 1939—7:42*
Survivability of right to contest—21:261
Restraints on alienation—18:326 (see also *Real Property)*
Sales by executors—16:281
Real estate—19:146
See also *Courts; Escheat; Joint Tenancy; Taxation; Tenancy by the Entirety*

PROCEDURE, See *Practice and Procedure; Probate Law*

PROCESS
Constructive service
Proposed revision—10:117*
Recommendations as to 1951 act—20:242

PROCESS (Concluded)
Personal service
Foreign corporations—7:403*
Nonresidents and noncorporate entities—7:406*
Substituted service
Insurers, unauthoried process act—19:274
Minimum contacts doctrine proposed—21:269
Nonresident motorists, limitation as to—17:254

PROPERTY, See *Real Property*

PROSTITUTION, See *Criminal Law*

PROXIMATE CAUSE, See *Negligence*

PSYCHOLOGY
Lawyer and psychology—6:231*

PUBLIC DEFENDER, See *Criminal Law*

PUBLIC OFFICERS, See *Officers*

PUBLIC RELATIONS
Advertising in cooperation with others—12:18*
Advertising in newspapers—21:82, 255
Cooperation with the press—4:234
Court formality details—19:205
Definition and outline (1950)—18:178
Ethics as part of—21:346
Ethics book published—22:78
Lawyer, judge and public—9:362*; 18:315
Lawyers as others see them—18:13
Manual for bar associations—22:138
Organization for—22:233
Recommendations of 1950 adopted—19:52
Recommendations of 1951 adopted—20:39, 57
Recommendations of 1953 adopted—22:39
You, the profession and—22:317

PUBLIC UTILITIES
Industrial court law—6:7
Water companies
Fire loss due to low pressure, liability—12:274
See also *Railroads*

PUBLIC WELFARE
Charities, tort liability—19:368; 22:355
Federal Social Security Act of 1935—6:23
Legislation in Kansas, 1941-1946—15:11
Legislation in Kansas, 1951—19:311

RACE SEGREGATION, See *Constitutional Law*

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

RADIO
Defamation by, libel or slander?—4:245
"Give-away" programs, income tax—17:370

RAILROADS
Claim agent's experiences—1:40
Crossing safeguards, negligence—10:398*
Taxation viewpoint, see *Budgets*
Third party legislators in Kansas—17:296

RAINMAKERS
Problems and liabilities of—19:385

RAPE
Evidence of other crimes, exception—17:253
Reputation, type of evidence—13:265

REAL PROPERTY
Act of 1939, Kansas—7:377*
Alienation, see *"Restraints on," post*
Boundary lines—12:271
Kansas and Misouri river case—13:264
Municipal corporate—8:469*
Community property, see *Husband and Wife*
Equitable conversion, sale by guardian—17:474
Estates tail, see *Probate Law*
Fiduciaries (see also *Probate Law*)
Sale or lease—17:171
Future interests
Acceleration, effect on remainders subject to partial divestment—10:300*
Alienation, see *"Restraints on," post*
Aspects of Kansas law, some—20:174
Creation and characteristics—4:117
Contingency, apparent or real—3:320
Contingent estates by deed—5:181
Woodley v. Howse—4:208
Drafting wills and trusts, problems—9:23*
Jointly owned property, see *Joint Tenancy*
Perpetuities, rule against—18:269; 20:176
Gift followed by devise—3:153
Oil and gas royalties, certain—21:95
Wills, see *Probate Law*
Partition, interests of incompetents—10:120*
Power of termination, alienability—3:215
Remainders
Classification conflict in Kansas?—16:381
Contingent, subject to attachment or execution?—5:269
Vested or contingent—3:152; 18:269
Restraints on alienation (Kansas)—18:326
Future interests—20:174
Power of termination—3:217
Subjection to debts—16:241

REAL PROPERTY (Concluded)
Restraints on alienation (Concluded)
Racial restrictions—18:359
Royalties, see *Oil and Gas*
Tax titles, void and voidable—8:471*
Tenancy by the entirety—22:128
Widow's rights in lieu of dower—9:404*
See also *Conveyances; Deeds; Escheat; Fraudulent Conveyances; Joint Tenancy; Landlord and Tenant; Mines and Minerals; Mortgages; Oil and Gas; Probate Law; Statute of Frauds; Taxation; Titles to Land; Trusts and Trustees*

RECORDS AND RECORDATION
Defective instruments, record as notice—10:282*
Kansas recording acts
Application to creditors—14:282
Conditional sales—19:170
Motor vehicle certificate of title—19:89, 273
Operation of—9:399*
Trust deeds—3:156
Trust receipts—3:128
See also *Appeal and Error*

REGULATIONS, See *Administrative Law*

RELEASE, See *Torts*

REMAINDERS, See *Real Property*

REMEDIES
Election doctrine and Kansas cases—4:304; 8:447*
Negligence or breach of warranty—4:330; 21:385; 22:334
Food, liability for impure
Furnished in restaurant—4:330
Wholesalers to consumers—7:183*

REMINISCENCES OF THE BAR
Among ourselves—1:177, 243, 318; 2:149*, 223, 299; 3:167, 230, 322; 4:172, 254, 335
Hash, Country Style (see back of each quarterly issue beginning with May, 1939, Vol. 7, p. 418)
Hutchinson, Wm. E., by—1:213

RES IPSA LOQUITUR, See *Negligence*

RES JUDICATA, See *Judgments*

RESTATEMENT OF LAW, See *Common Law; Torts; Uniformity of Laws*

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

RESTRAINT OF TRADE
Anti-trust laws, baseball as commerce—17:358
Contract to remove third person from competition—1:171
Wage-hour law, see *Labor Law*

RESTRAINTS ON ALIENATION, See *Real Property*

REVISOR OF STATUTES, KANSAS
Operation of office—6:284
Summaries by, see *Legislation*

RIVERS, See *Waters and Watercourses*

ROMAN LAW
Canon law, see *Ecclesiastical Law*
Influence of—3:181, 306

RULES, See *Courts; Practice and Procedure*

RUSSIA
Communist affiliations, see *Contracts*
Legal, social and industrial conditions—1:22

SALES
Bulk sales, tax collection—10:302*
Conditional, see *Motor Vehicles*
Implied warranty
Election of remedies, see *Remedies*
Exclusion of by express—3:154
Food in restaurant—4:330
Liability of wholesalers to consumers for unwholesome food—7:183*
Potential possession doctrine—4:315
Recordation, see *Records and Recordation*
See also *Commercial Law; Contracts; Principal and Agent; Taxation*

SCHOOLS AND SCHOOL DISTRICTS
Race segregation, see *Constitutional Law*
Reorganization (State, *ex rel*, v. Hines)—16:245, 251

SEARCHES AND SEIZURES, See *Constitutional Law*

SELECTIVE SERVICE, See *Military Law*

SEPARATION OF POWERS, See *Constitutional Law*

SERVICE, See *Process*

SET-OFFS AND COUNTERCLAIMS
Can barred claims be pleaded as?—11:158

SLANDER, See *Libel and Slander*

SMALL LOANS, See *Interest*

SOCIAL SECURITY
Federal Act of 1935—6:23
Reserve fund, effect on credit structure—4:1
See also *Public Welfare*

STARE DECISIS
Supreme court of U.S., status—14:65

STATES
Boundary settlement (Kansas v. Missouri)—13:264
Function under U.S. Constitution—14:86
Sovereignty as affected by federal—6:315
Areas acquired within state—6:322
Decline of state sovereignty—4:14
Swift v. Tyson—what remains?—7:232*
Municipal bonds—9:394
See also *Conflict of Laws; Constitutional Law*

STATUTE OF FRAUDS
Agreements for sale of land
Sufficiency of writing—21:389
Deed as sufficient memorandum, no delivery—17:475
Oil and gas transactions, effect on—9:129*
Part performance, personal service as—6:238*

STATUTE OF LIMITATIONS, See *Limitation of Actions*

STATUTES
Curative, see *Curative Legislation*
Ejusdem generis rule (federal)—18:356
Kansas
Compilation
General Statutes of 1935—4:68
General Statutes of 1949—17:408
Condemnation, see *Eminent Domain*
Corporation code, see *Corporations*
Probate code, see *Probate Law*
Publication of general—15:248*
Revisor of statutes, office of—6:284
Sales act, retail—6:62
Special legislation, see *Constitutional Law*
Summaries of enactments, see *Legislation*
Survival, see *Survival Statute*
Syllabus of supreme court—21:197
Synopsis of citations—10:204*, 310*, 427*
Neglect of statutory law cited—16:316

STOCK, See *Corporations*

SUBROGATION
Employer and insurance carrier, right of action for wrongful death, workmen's compensation—8:37*

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

SUMMONS, See *Process*

SUPREME COURT, See *Courts*

SURVIVAL STATUTE
Damages for personal injury, need for change —17:258
Deeds, see *Joint Tenancy*

SYLLABUS
Myth as to law in Kansas—21:197

TAXATION
Assessments
Equalization boards—18:370
Nondiscriminatory over, due process—4:328
Real estate and mineral reserves—14:137
Book review, "Handling of Foreign Taxpayers' Problems"—21:291
Budget law of 1941, state—14:100
Railroad tax man's view—16:347
Bulk sales, collection procedure—10:302*
Chain store law—5:227
Collection in another state—5:262
Corporations
Mexican corporate activities—15:400
Tax savings structure—15:199, 207, 211
Death taxes, see *"Inheritance taxation," post*
Delinquent taxpayers
Validity of relief statutes—6:334
Diversion of highway tax funds—2:186
Double taxation and due process—5:310
Exemption of real estate—14:137
Federal (see also *"Income taxation," post)*
New (1944)—13:21*, 47*
Foreclosures, see *"Real property," post*
Freedom of the press restriction—4:326; 6:343
Gift taxes—9:10*; 19:24
Decedent's income and fiduciary returns—15:190
Estate planning, use of gifts in—19:214
Intra-family annuities—17:397
Joint tenancy and—21:353
Postponement of possession until death—8:426*
Immunity of governmental instrumentalities —7:163*
Income taxation
Alimony, property transferred as—16:440
Charitable exemption under § 101(6), I.R.C.—19:77
Debts, bad, determination—18:262
Debts, income from discharge of—18:157

TAXATION (Continued)
Income taxation (Concluded)
Decedent's and fiduciary returns—15:190
Deductions, federal—18:188
Depletion, see *"Oil and gas," post*
Gifts, double deductions to cash-basis farmers—22:360
Improvements, soil terracing—22:362
Legal institute expenses—21:345, 371
Partnership, payments for interest in—21:402
Estates, income currently distributable—18:272
Federal, current problems—19:13
New developments (1951)—20:4
Federal, general perspective—18:182
Federal, new (1944)—13:21*, 47*
Federal reduction act (1948)—17:346
Federal reorganization of B.I.R. (1952)—21:338
Book on procedure, notice of—21:404
Federal tax court
Book on trial of cases in, notice of—20:380
Rules and discretion—17:108
Gains or losses under § 117(j) I.R.C.—18:298
Breeding animals—19:90; 20:360
General principles of—9:244*
Joint tenancies and—21:354; 22:128
Law libraries, status of county—15:288*
Life insurance—10:167*
Minimizing, see *"Tax savings problems," post*
Office procedure—17:202
Oil and gas
Deductions and depletions—10:127*
Lessor's—22:177
Partnerships, family—18:148
Radio "give-away" programs—17:370
Retroactive legislation—2:290
Amendments, 1953 Kansas—22:343
Tax savings problems—15:174, 181, 188
Corporate structure—15:199, 207, 211
Minimizing—10:124*
Notes, federal—11:156
Trade or business, rental as—16:203
Trust income, "Cliffordization"—16:236
Inheritance taxation
Annuities and transfer taxes—7:139*
Intra-family annuities—17:397
Decedent's income and fiduciary returns—15:190

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

TAXATION (Concluded)
Inheritance taxation (Concluded)
Deduction of federal before computing state—17:255
Domiciliary, on non-domiciliary trusts—5:156
Estate and gift tax, federal—19:24
Postponement of possession until death—8:426*
Estate planning—17:338
Disadvantages of joint tenancies—2:358
Gifts, use of—19:214
Medium sized estates—21:364
General discussion—9:8*
Joint tenancies
Disadvantages—21:354, 358
Exempt in Kansas, when—22:3
Life insurance—10:167*
Reverter by operation of law in inter vivos transfer, effect of—17:489
Spiegel case and Kansas law—18:377
Mexican taxes—16:302
Occupations, tax under authority to "license and regulate"—1:169
Power of states
Pipe-line transportation tax—7:277*
Reconstruction finance corporation, stock of—5:176
Retroactive legislation—2:290
Spending, unlawful, remedy—6:300
Probate law, some tax angles—17:24
Real property—14:137
Tax foreclosures—15:217; 16:174
Sales tax, Kansas retailers—6:58
Titles, void and voidable—8:471*
See also *Constitutional Law; Trusts and Trustees*

TENANCY BY THE ENTIRETY
Advantages over other deeds—22:128

TITLES TO LAND
Abstracts, examination suggestions—16:189; 18:3
Expense of—20:19
Flubdub (newspaper editorial)—19:255
Comments on—19:320
Standards, see *"Standards for title opinions," post*
Conveyances to trustees—10:260*
Curative legislation—16:180
Violation of 14th amendment—18:373
Marketable titles
Clearance of Michigan titles—14:164
Commentary on—14:162

TITLES TO LAND (Concluded)
Marketable titles (Concluded)
Must lawyers approve them?—9:142*
Probate code, under—8:72*
Death as quieting?—18:208
Nonclaim statute discused—18:350
Death does not quiet—19:313
Decree passing voidable title—18:363
Pueblo Indian land titles—6:158*
Restraints on alienation—18:326
As to race—18:359
Future interests—20:174
Slander of title, liability on contract—17:100
Standards for title opinions—15:148; 17:161
Adoption of recommendations—9:73*; 10:47*; 11:59; 13:65*, 90*; 15:77; 18:41; 20:62; 21:59
As of May, 1946—15:264* (also printed in up-to-date loose-leaf form separate from Bar Journal)
Death of joint tenant—18:211
Tax titles, void and voidable—8:471*
See also *Deeds; Real Property*

TORTS
Annotations to Restatement, Kansas—3:239, 331; 4:178, 262; 5:186; 10:333*; 11:291; 12:235
Charities, liability—19:368; 22:355
Election of remedies, see *Remedies*
Federal tort claims act
Soldiers, non-service injury—20:360
Suit on derivative claims—16:425
Food, liability for unwholesome
Restaurants, implied warranty—4:330
Wholesalers—7:183*
Independent tort feasors (firearms)—18:144
Infants
Enticement of mother—18:248
Prenatal injuries—18:150, 159
Intent and motive, importance of—3:37
Liability, bases for analyzed—8:231*
Liability of public officers—11:167
Municipal, see *Municipal Corporations*
Liability, proposed act—18:307
Light as trespass or nuisance—18:142
Medical treatment, improper—6:331
Municipal liability, see *Municipal Corporations*
Photographs, publication without consent—21:381
Rainmaking activities—19:385
Relational interest, interference with—16:439
Releases, to what extent binding—4:167

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

TORTS (Concluded)
Releases (Concluded)
Joint wrongdoers, reservation against others —21:266
Res ipsa loquitur, see *Negligence*
Slander of land title, liability in contract for sale—17:100
Sleep, relation to negligence—20:368
Transaction with deceased, as applied to—5:266; 8:393*; 11:220
See also *Damages; Fraud; Libel and Slander; Malicious Prosecution; Negligence; Nuisance; Privacy, Right of; Remedies; Trover and Conversion; Unfair Competition*

TRADE BARRIERS, *See Constitutional Law*

TRADE MARKS AND TRADE NAMES
Similar or fanciful names, protection—17:361
See also *Unfair Competition*

TRAFFIC COURTS, See *Courts*

TREATY POWERS, See *Constitutional Law*

TRIALS
Alibi defense, advance notice in criminal cases—7:297*
Book review, "Medical Aspect of Trials"—21:292
Contempt, validity of act for jury trial—6:270
Continuances, admissions to prevent—7:281*
Courts-martial, see *Military Law*
Demurrers, see *Pleading*
Expediting civil cases—3:294; 4:53
Federal civil actions—17:177
Findings, see *Findings of Fact*
Instructions, see *Juries*
Misconduct in jury room—7:401*
Mistakes as seen by judge—18:115
Motor vehicle cases, preparation—16:42
New trial
Excessive damages, remittitur as alternative —7:393*
Inadequacy damages as ground, scope—7:388*
Preparation for trial—17:3
Book on, notice of—20:305
Motor vehicle cases—16:42
Personal injury cases—21:142
Right to jury, see *Juries*
Right to open and close, effect of admission—7:281*
Technique of trial work—11:235
Objections to relevency—1:36
Workmen's compensation cases—11:333

TRIALS (Concluded)
See also *Criminal Law; Evidence; Juries; Practice and Procedure; Witnesses*

TROVER AND CONVERSION
Mortgaged chattels, liability under federal packers and stockyards act—17:244
Tracing misappropriated property, augmentation of assets—3:195, 302

TRUST DEEDS, See *Deeds*

TRUST RECEIPTS
Recording, necessity of—3:128

TRUSTS AND TRUSTEES
Anti-trust laws, see *Restraint of Trade*
Benefit of settlor, trusts for—16:430
Charitable trusts
Indefiniteness of beneficiaries—4:250
Tort liability—19:368; 22:355
Constructive trusts
Drafting wills and trusts, problems—9:23*
Probate code and jurisdiction—18:363
Yeager v. Yeager—11:255
Statute of limitations—7:193*
Deeds, trust, duty to record—3:156
Estate planning—17:338
Gifts, use of—19:214
Joint tenancies, disadvantages—21:358; 22:128
Medium sized estates—21:364
Express trusts in real estate
Conveyances to trustees—10:260*
Future interests, see *Real Property*
Inter vivos trusts, validity—3:270
Investment standards act—18:300
Resulting trusts, distribution of property accumulated during course of illicit cohabitation—17:479
Sale or lease of realty—17:171
Taxation
Domiciliary inheritance, non-domiciliary trusts—5:156
Income tax, see *Taxation*
Reverter by operation of law in inter vivos transfer—17:489
Spiegel case and Kansas law—18:377
Testamentary and living trusts in probate court—7:36*
Tracing the trust res, "swollen assets"—3:195, 302; 17:333

UNAUTHORIZED PRACTICE OF LAW
Contempt of court—22:29

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

UNAUTHORIZED PRACTICE OF LAW (Concl'd'd)
Contempt of court (Concluded)
Case decided—21:182
General discussion—5:281; 20:70, 337
Lay encroachments
Committee report—4:47
Elimination activities—1:218
Legislation and other cures—4:151
Nonresident lawyers—2:110*, 285
State departments, practice before—10:371*

UNEMPLOYMENT COMPENSATION
Kansas law, comments on—8:260*

UNFAIR COMPETITION
Actions in federal courts, effect of Erie v. Tompkins—16:225
Damages—16:228
Trade names, similar or fanciful—17:361
Wage-hour law, see *Labor Law*

UNIFORMITY OF LAWS
Commercial Code
Book notice, secured transactions under—22:366
News of (1953)—22:2
Sales article (Parts 1 and 2)—22:152
Pattern for, in Western Hemisphere—13:127
Principal and income act—18:306
Reports of Kansas commissioners—15:137; 16:154
Restatement, annotations, importance—2:134*

UNIONS, See *Labor Law*

UNITED STATES
Contracts, misrepresentation by agents—20:208
Federal Tort Claims Act, see *Torts*
Governmental indigestion, trends—1:8
Historical analogies and tendencies—6:121*
Individualism, rugged or otherwise—3:1
"Isms"—16:54
Prospect pleases, the—14:229
Savings bonds, effect of gift causa mortis—17:97
Selective service, see *Military Law*
Tidelands controversy—22:63
Trade cooperation, post-war—13:136
See also *Constitutional Law; Courts; Federal Employers' Liability Act*

USURY, See *Interest*

VALIDATING ACTS, See *Curative Legislation*

VEHICLES, See *Motor Vehicles*

VENDOR AND PURCHASER, See *Records and Recordation; Sales*

VERDICTS, See *Juries; Findings of Fact*

VETERANS
Affairs of peace, assume—15:1
Kansas lawyers in W.W. II—11:257, 371; 12:61*
Placement committee for lawyers—14:135
Seek a mouthpiece at home—14:129
World War I act, exemption of benefits—1:239
World War II memorial—17:157
Dedication in Supreme Court—18:47
See also *War*

WAGES, See *Labor Law*

WAR
Atomic energy act of 1946—15:255*
Law in a world at—11:7
Legal profession and W.W. II—12:1*
Military areas during—11:163
Navy legal assistance plan—12:134*
Renegotiation of war contracts—12:97*
Reports of war work committee—13:68*; 15:83
Tribute to Kansas lawyers in W.W. II—12:12*
See also *Military Law; Veterans*

WARRANTIES, See *Insurance; Remedies; Sales*

WARRANTS, See *Arrest*

WATER AND WATERCOURSES
Kansas v. Colorado, litigation—1:118
Municipal tort liability—21:208
Rainmaking—19:385
Water company liability for fire loss due to low pressure—12:274

WEAPONS
Federal tax on, validity—9:178*

WILLS, See *Probate Law*

WITNESSES
Competency—18:220
Deceased or absent witnesses—4:332
Deceased persons, transactions with—9:170*; 10:143*; 17:323
Tortious act as—5:266; 8:393*; 11:220
Mental competency—9:449*
Preliminary questions, effect—9:289*
Spouse, incompetent or privileged?—7:410*; 9:281*; 18:220
Depositions, see *Evidence*

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

WITNESSES (Concluded)
Examination
Objections to relevency—1:36
Scope of cross-examination—9:286*
Impeachment—9:292*
Corroboration of, after—9:427*
Privileged communications
Attorney and client—9:166*; 18:229
Physician and patient—18:234
Spouse, incompetent or?—7:410*; 18:220
Waiver in Kansas—9:162*
Refreshing memory—9:296*
Self-incrimination
Blood samples of accused—19:271
Extent of privilege against—4:298
Privilege of accused—9:175*
See also *Criminal Law; Evidence; Trials*

WORKMEN'S COMPENSATION
Aggravation of pre-existing conditions—20:343
Claimant's viewpoint—16:286
Claims, waiver of statute—1:169
County and municipal work—4:197

WORKMEN'S COMPENSATION (Concluded)
County and municipal work (Concluded)
Proprietary functions—22:244
Employer-employee relationship, tests for determining—16:427
Freezing as an accident—1:239
Horseplay, injuries from—15:299*
Law in action—18:127
Occupational diseases, employer's liability—6:234*
Review, see *Administrative Law*
Subrogation, right of employer and insuror to wrongful death action—8:37*
Trial of a case—11:333

WRONGFUL DEATH STATUTE
Limitations
Computation of period—22:150
Conflict of laws—22:331
Measure of damages—10:393*
Need for legislative change—17:258
Subrogees under workmen's compensation—8:37*

ZONING, See *Municipal Corporations*

REPRINTS OF INDEX TO VOLUMES I—XXII

A limited supply of the Cumulative Index which appears on pages 285-313 of this issue of the Journal is being reprinted in a separate paper-bound brochure in exactly the same form as it is printed herein.

Any member of the Bar Association of the State of Kansas desiring such a reprint may obtain a copy of it at the price of $1.00 each. Others may obtain it at a cost of $1.50 per copy.

Orders for the reprints of the Cumulative Index to the first 22 Volumes of the Bar Journal may be sent to the Executive Secretary of the Bar Association of the State of Kansas, 820 Quincy Street, Topeka, Kansas; or to the Editor-in-Chief of the Journal, Third Floor, Statehouse, Topeka, Kansas.—F. C.

*Supply exhausted; copy available on loan from State Law Library, Topeka, Kansas.
The number in front of the colon refers to the volume; the other, to the page.

Cumulative Index Issue
By Subjects

Volumes I—XXII
1932—1954

THE JOURNAL OF THE
Bar Association of the State of Kansas

This Cumulative Index Issue is Dedicated to

W. E. (GENE) STANLEY
1891-1953

Secretary
OF THE BAR ASSOCIATION OF THE STATE OF KANSAS
1920-1938

Editor-in-Chief
OF THE JOURNAL OF THE BAR ASSOCIATION OF THE STATE OF KANSAS
1932-1938

Member of the Board of Editors
JOURNAL OF THE BAR ASSOCIATION OF THE STATE OF KANSAS
1939-1953

President
OF THE BAR ASSOCIATION OF THE STATE OF KANSAS
1940-1941

EDITORS-IN-CHIEF
Of the Journal of the Bar Association of the State of Kansas

W. E. (GENE) STANLEY, Wichita
1932-1938

J. B. (PAT) PATTERSON, Wichita
1939-1942

JOHN F. EBERHARDT, Wichita
1943-1944

FRANKLIN CORRICK, Topeka
1945-